

9-23-05

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Daniel J. Durda Confirmation No.: 9856
Serial No.: 10/826,425 Examiner: Bushey, Charles S.
Filing Date: April 15, 2004 Group Art: 1724
For: AERATOR
Docket No.: 1015.1126101

AMENDMENT IN ACCORDANCE WITH 37 CFR §1.111

Mail Stop AMENDMENT
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

CERTIFICATE UNDER 37 C.F.R. 1.10: The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, "Express Mail Post Office to Addressee" having an Express Mail mailing label number of : EV426646455US, in an envelope addressed to Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 22 day of September, 2005.

By _____


JoAnn Lindman

Dear Sir:

In response to the Office Action of June 22, 2005, please amend the above-identified application as follows:

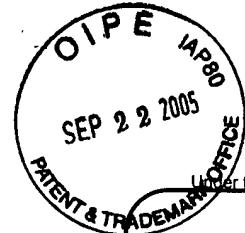
Amendment to the Specification begins on page 2 of this paper;

Amendment to the Abstract begins on page 3 of this paper;

Amendments to the Drawings begin on page 4 of this paper;

Amendments to the Claims begin on page 5 of this paper; and

Remarks/Arguments begin on page 11 of this paper.



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TRANSMITTAL FORM

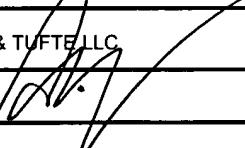
(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/826,428 5
Filing Date	April 15, 2004
First Named Inventor	Daniel J. Durda
Art Unit	1724
Examiner Name	Bushey, Charles S.
Attorney Docket Number	1015.1126101

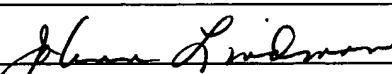
ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> IDS or Form 1449 <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input checked="" type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC .312 AMENDMENT <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below): <input type="checkbox"/> Postcard Receipt
<div style="border: 1px solid black; padding: 2px;">Remarks</div> <p>Please charge any additional fees or credit overpayment to Deposit Account No. 50-0413. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.</p>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	CROMPTON, SEAGER & TUFTE LLC		
Signature			
Printed name	Glenn M. Seager		
Date	Sept. 22, 2005	Reg. No.	36,926

CERTIFICATE OF MAILING

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Signature			
Typed or printed name	JoAnn Lindman	Date	9-22-05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.